

PATENT
New Customer No. 22,852
New Attorney Docket No. 09812.0697-01000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue Application of)	
)	
U.S. Patent No. 5,926,116)	Original Patent Issue Date: July 20,
)	1999
Inventors: Hiroaki Kitano et al.)	
)	Group Art Unit: 2419
Reissue Application No.: 09/910,288)	
)	
Filed: July 20, 2001)	Examiner: Steven HD Nguyen
)	
For: INFORMATION RETRIEVAL)	
APPARATUS AND METHOD)	

Mail Stop Reissue
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

SECOND SUPPLEMENTAL DECLARATION UNDER 37 C.F.R. § 1.175

We, the undersigned inventors, do hereby state and declare as follows:

1. We are the original inventors of the subject matter described and claimed in this application, which is an application to reissue U.S. Patent No. 5,926,116 (the '116 Patent), issued July 20, 1999 and entitled "INFORMATION RETRIEVAL APPARATUS AND METHOD."

2. We are the same inventors who submitted the Reissue Declarations Under 37 C.F.R. § 1.175 filed on January 18, 2002 and January 13, 2006.

3. We claim the benefit of priority under 35 U.S.C. § 119 to Japanese Patent Application No. 7-334445, filed on December 22, 1995.

3. We have reviewed and understand the contents of the this application, including the original specification of the '116 Patent and its issued claims, as well as the claims as currently presented in this reissue application, including the minor claim amendments filed herewith.

4. We acknowledge the duty to disclose information that is material to the patentability of this reissue application in accordance with Title 37, Code of Federal Regulations, Section 1.56.

5. We believe the '116 Patent is, through error and without deceptive intent, at least partly inoperative or invalid by reason of the patentees claiming less than they had the right to claim.

6. For example, independent claim 1 of the '116 Patent recites

selection means for selecting image data from said data base which corresponds to the image obtained by said imaging means, said image data having position data representing positions in the vicinity of the current position location detected by said location detection means, and said designation information corresponding to said image data for retrieving said additional information.

Similarly, independent claim 5 of the '116 Patent recites

selecting image data from said data base which corresponds to the image obtained, said image data having position data representing positions in the vicinity of the detected current position location of the information retrieval apparatus, and designation information corresponding to said image data for retrieving said additional information.

Such features are not recited by any of independent claims 1 and 5-10 currently presented in this reissue application, including the minor claim amendments filed herewith. Accordingly, the claims of the '116 Patent are narrower in scope, in at least these respects, than the patentees had the right to claim.

7. Every error in the patent which is being corrected in this reissue application, which is not covered by a prior oath or declaration submitted in this reissue application, arose without any deceptive intent on the part of Applicant.

8. We appoint the attorneys associated with Customer No. 22,852 to prosecute this application and transact all business in the U.S. Patent and Trademark Office connected therewith. The new Attorney Docket No. for this application is 09812.0697-01000. Please address all correspondence to:

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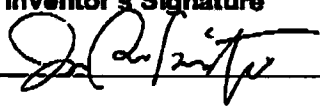
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9. We declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true and, further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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